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THE BURLINGTON NORTHERN AND  
SANTA FE RAILWAY COMPANY

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

TRUCK-RAIL HANDLING, INC. and QUALITY	)	No. C 02 2825 JSW
TRANSPORT, INC.	)	
	)	STIPULATION AND <del>PROPOSED</del>
Plaintiffs,	)	ORDER REGARDING APPROVAL
	)	AND AMOUNT OF SUPERSEDEAS
v.	)	BOND
	)	
THE BURLINGTON NORTHERN AND SANTA	)	
FE RAILWAY COMPANY,	)	
	)	
Defendant.	)	
_____	)	

**STIPULATION AND ~~PROPOSED~~ ORDER REGARDING APPROVAL AND AMOUNT  
OF SUPERSEDEAS BOND**

The parties to the above-entitled action jointly submit this Stipulation And Proposed Order Regarding Approval and Amount of Supersedeas Bond. In support of this Stipulation, the parties state:


1. On January 18, 2006 Plaintiffs filed a Miscellaneous Request For Approval of Supersedeas Bond. Thereafter the parties conferred regarding the amount of the Supersedeas Bond via telephone.

Stipulation And ~~Proposed~~ Order To Extend Current Briefing Schedule And To Reschedule Case Management Conference.

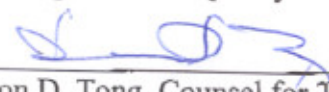
- 1 2. Defendant filed a Conditional Non-Opposition to Plaintiffs' Miscellaneous Request For  
2 Approval of Supersedeas Bond on January 26, 2006 stating that Defendant did not oppose  
3 approval of the Supersedeas Bond but requested that Plaintiffs post a bond in the amount of  
4 \$48,975.  
5  
6 3. On January 27, 2006 Judge Jeffrey S. White ordered the parties to submit a stipulation as to  
7 the amount of the bond by February 3, 2006.  
8  
9 4. Plaintiffs TRUCK-RAIL HANDLING, INC. and QUALITY TRANSPORT, INC. and  
10 Defendant THE BURLINGTON NORTHERN AND SANTA FE RAILWAY COMPANY  
11 hereby STIPULATE that the amount of the Supersedeas Bond posted by Plaintiffs shall be  
12 \$36,000.00.

13 SO STIPULATED:

14 Dated: 2.03.06

  
Richard D. Rosenberg, counsel for Truck-Rail  
Handling, Inc. and Quality Transport, Inc.

16 Dated: 2/3/06

  
Daron D. Tong, Counsel for THE BURLINGTON  
NORTHERN AND SANTA FE RAILWAY  
COMPANY

18 IT IS SO ORDERED:

20 Dated: February 6, 2006

  
JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE